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Date of Deposit: September 17, 2004 Attorney Docket No: 24025 501 NATL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

Eisenberg

SERIAL NUMBER:

10/009,809

EXAMINER:

Patrick J. Nolan

FILING DATE:

April 26, 2002

ART UNIT:

1644

For:

NOVEL ANTI-ALLERGIC AGENTS

Mail Stop AF

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

PETITION FOR EXTENSION OF TIME

Pursuant to 37 C.F.R. §1.136(a), Applicants hereby petition for a three-month extension of time to submit a Notice of Appeal in response to the Final Office Action mailed March 17, 2004 in the above-identified application. With the extension, the Notice of Appeal is due on or before September 17, 2004.

Applicants submitted a response to the March 17, 2004 Final Office Action on August 16, 2004 with a petition for a two-month extension of time and a check in the amount of \$160.00 to cover the fee pursuant to 37 C.F.R. § 1.17(a)(2). Applicants herewith enclose a check (Check No. 19347) in the amount of \$265.00 to cover the remaining balance due pursuant to 37 C.F.R. § 1.17(a)(3).

Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 24025-501 NATL. A duplicate copy of this Petition is enclosed.

Dated: September 17, 2004

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265.00 OP

-1 Arg. W. 411,874

Attorney for Applicants c/o MINTZ, LEVIN

Respectfully submitted

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